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Attorneys for Defendant and
Counter-Claimant Acquire, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CONVEX PROMOTIONS, INC., a Delaware
corporation,

Plaintiff,

v.

ACQUIRE, INC., a California corporation,

Defendant.

AND RELATED COUNTERCLAIMS.

CASE NO. C 04-4153 PJH

**CONVEX PROMOTIONS, INC.'S AND
ACQUIRE, INC.'S STIPULATION AND
[PROPOSED] ORDER REGARDING
CLAIMS CONSTRUCTION
DEADLINES**

WHEREAS, on or about May 20, 2005, counsel for plaintiff Convex Promotions, Inc. ("Convex") and counsel for defendant Acquire, Inc. ("Acquire") stipulated to an extension of certain deadlines with respect to claim construction in this case, including an extension of the June 10, 2005 deadline for filing the Joint Claims Construction and Prehearing Statement to June 27, 2005;

WHEREAS, the parties agreed that Convex would prepare and file the stipulation for these extended deadlines with the Court;

WHEREAS, the parties recently discovered that this stipulation was never filed with the Court;

WHEREAS, upon realization that a stipulation had not been filed, Acquire had a discussion with Convex regarding this matter, and the parties stipulated to a further extension of these deadlines;

WHEREAS, counsel for Acquire is currently in the middle of a lengthy trial, that was originally scheduled to be completed by June 24, 2005, but is now expected to be completed by July 1, 2005; and

WHEREAS, there is good cause for the following stipulated extensions.

THE PARTIES, by and through their counsel, hereby request and stipulate to the extension of the following deadlines:

Claims Construction Obligation	Present Deadline	Stipulated Deadline
Joint Claims Construction and Pre-hearing Statement	June 10, 2005	June 27, 2005, as stipulated by the parties in May 2005. The parties have now stipulated to extend this deadline to July 8, 2005.
Claim Construction Discovery Cut-off	July 8, 2005	July 29, 2005
Last Day for Convex to File and Serve its Opening Claims Construction Brief	July 19, 2005	August 5, 2005
Last Day for Acquire to File and Serve its Opposition Claims Construction Brief	August 2, 2005	August 19, 2005

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Last Day for Convex to File and Serve its Reply Claims Construction Brief	August 11, 2005	August 30, 2005
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Respectfully submitted by,

DATED: June 24, 2005

PERKINS COIE LLP

By /s/
Paul J. Andre
Attorney for Defendant
Acquire, Inc.

DATED: June 24, 2005

GREENBERG TRAURIG LLP

By /s/
Andrew Eliseev
Attorney for Plaintiff
Convex Promotions, Inc.

[PROPOSED] ORDER

PURSUANT TO STIPULATION DATED JUNE 22, 2005, IT IS SO ORDERED.

DATED: June 27, 2005



The Honorable Phyllis J. Hamilton
UNITED STATES DISTRICT JUDGE